

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services - Revenue Dept., - Proh., Excise - Sri V.Hanumantha Rao, P&E Inspector, retired on 30.06.2004 - Expired on 19.11.2005 - Provisional Pension Sanctioned up to 19.11.2005 - Hon'ble High Court setting aside the trial court orders in Criminal Appeal No.1383/2005 - Found not guilty - Acquitted of charges - Further action abated - Suspension period regularized - Orders - Issued.

REVENUE (VIG.III) DEPARTMENT

G.O.RT.No. 278

Dated.21.04.2015.
Read the following.

1. Judgment dated.25.08.2005 in C.C.No.12/1996 of Special Judge for S.P.E. & ACB cases, Nellore.
2. G.O.Ms No.1682, Rev(Vig.V) Dept., dated.15.11.2006.
3. Hon'ble High Court Orders dt.30.08.2014 in Criminal Appeal No.1383/2005 filed by Sri V.Hanumantha Rao, P&E Inspector (Retd).
- 4.From the CPE, A.P.Cr.No.4460/CPE/C4, Dated: 22.01.2015.

ORDER

Whereas Sri V.Hanumantha Rao, while working as Prohibition and Excise Inspector, Rapur, Nellore District was trapped by the Anti Corruption Bureau authorities on 17.04.1996 on the allegation of demand and acceptance of bribe from Sri N.Penchalaiah, C.Adurupalli Village, Chejerla Mandal, Nellore District for doing official favour. He was charge sheeted in a court of Law. Sri V.Hanumantha Rao, Prohibition and Excise Inspector retired from service on 30.06.2004 on attaining the age of superannuation.

2) And whereas, the Special Judge for Special Police Establishment and Anti Corruption Bureau cases, Nellore pronounced Judgment on 25.08.2005 in C.C.No.12/1996, that the Accused Officer Sri V.Hanumantha Rao, Prohibition and Excise Inspector (Retired) found guilty and also convicted him for the charges.

3) And whereas, Government after careful examination of the matter in exercise of the powers vested under Rule 9 (1) of Andhra Pradesh Revised Pension Rules, 1980 issued orders withholding of 100% pension and entire gratuity of Sri V.Hanumantha Rao, Prohibition and Excise Inspector (retired) for his conviction in C.C.No.12/1996, dated 25.08.2005 in the reference 2nd read above.

4) Aggrieved the above orders of the ACB Court, Sri V.Hanumantha Rao, P&E Inspector filed a Criminal Appeal in the Hon'ble High Court of Andhra Pradesh., The Hon'ble High Court while allowing the Criminal Appeal Petition No.1383/2005 filed by Sri V.Hanumantha Rao, Prohibition and Excise Inspector (retired), and setting aside the orders of the Special Judge for Special Police Establishment and Anti Corruption Bureau cases, Nellore dt.25.08.2005 in C.C.No.12/1996, and also set-aside the conviction and sentences imposed on the AO and he is found not guilty of the offences and acquitted of the charges.

5) The Commissioner of Prohibition and Excise, A.P., Hyd., while enclosing the death certificate, legal heir certificates and representation of Smt V.Usha Rani, W/o late V.Hanumantha Rao, P&E CI has stated that the AO Sri V.Hanumantha Rao, P&E Inspector(Retd) was expired on 19.11.2005 and

keeping in view of the Hon'ble High Court orders in Criminal Appeal No.1383/2005, dt.30.08.2013, the deceased officer found not guilty of the offences and acquitted the charges and requested the Govt. to issue necessary orders on the request of the wife of deceased officer, late V.Hanumantha Rao, P&E Inspector to regularize the suspension period of her husband w.e.f.12.05.1996 to 31.10.2000, as on duty and release pension in full.

6). Government after careful examination of the matter, keeping in view the orders of the Hon'ble High Court have decided to abate further action against the deceased employee in terms of G.O.Ms.No.85, Finance & Planning (Fin.Wing-Pen-I) Department dated.12.7.1999 duly regularizing his suspension period from 12.05.1996 to 31.10.2000 as on duty period and to release the pensionary benefits to the legal heir of the deceased employee.

7). Accordingly, Government hereby order to abate further disciplinary action against Sri V.Hanumantha Rao, P&E Inspector(Retd) (Expired) duly regularizing his suspension period from 12.05.1996 to 31.10.2000 as "on duty" and to release the pensionary benefits to his legal heir of the deceased employee.

8). The Commissioner of Prohibition & Excise, A.P., Hyderabad shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J.C.SHARMA
PRINCIPAL SECRETARY TO GOVERNMENT(FAC)

To
The legal heir of Sri V.Hanumantha Rao, P&E Inspector(Retd) through the
Commissioner of Prohibition & Excise, AP., Hyderabad.
The Commissioner of Prohibition & Excise, AP., Hyderabad.
The Accountant General, AP, Hyderabad
SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER